



1743  
Bh

PATENT

I hereby certify that this correspondence is being sent by regular U.S. mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 20, 2004.

William R. Allen  
William R. Allen, Reg. No. 48,389  
20 July 2004  
Date

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Applicant: Paul Francis Day Confirmation No.: 1599  
Serial No.: 09/995,871  
Filed: November 29, 2001  
Examiner: Lyle Alexander  
Group Art Unit: 1743  
Title: **SAMPLE TUBES WITH FLUID-TIGHT LABELS**  
(Formerly: IMPROVED TUBES)  
Atty Docket No.: SOMM-03

Cincinnati, OH 45202

July 20, 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

- Transmitted herewith is an amendment for this application.
- ☐ Small Entity status is claimed.  
☒ Other than a Small Entity.
- The fee has been calculated as shown below:

17/22/2004 EAREGAY1 00000061 09995871

11 FC:1251 110.00 OP

17/22/2004 EAREGAY1 00000061 09995871

12 FC:1806 180.00 OP

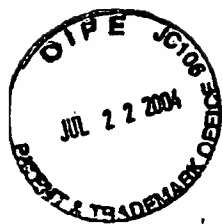
Adjustment date: 11/29/2004 SDIRETA1  
08/06/2004 ASINGLET 00000001 233000 09995871  
01 FC:1202 180.00 CR

Adjustment date: 11/29/2004 SDIRETA1  
07/22/2004 EAREGAY1 00000061 09995871  
02 FC:1806 -180.00 OP

11/29/2004 SDIRETA1 00000026 09995871  
01 FC:1202 180.00 OP

08/06/2004 ASINGLET 00000001 233000 09995871  
01 FC:1202 180.00 DA

fee



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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Mail Stop 16, Director of the U.S. Patent and Trademark Office P.O. Box 1450, Alexandria, VA 22313-1450 on October 6, 2004.

William R. Allen  
William R. Allen, Reg. No. 48,389

6 October 2004  
Date

2004 OCT 13 PM 12:05

PATENT

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Applicant: Paul Francis Day  
Serial No.: 09/995,871  
Filed: November 29, 2001  
Examiner: Lyle Alexander  
Group Art Unit: 1743  
Title: **SAMPLE TUBES WITH FLUID-TIGHT LABELS**  
(Formerly: IMPROVED TUBES)  
Atty Docket No.: SOMM-03

Confirmation No.:1599

Cincinnati, Ohio

October 6, 2004

Mail Stop 16  
Director of the U.S. Patent  
and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR REFUND**

Applicant hereby requests a refund in the amount of \$180.00, posted to the undersigned's Deposit Account No. 23-3000 on August 6, 2004.

The charge appears to be the result of an amendment filed on July 20, 2004 wherein Applicant added ten (10) dependent claims to the application, and requested an extension of time of one month. Applicant submitted an Amendment

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DIVISION

Transmittal (in duplicate), as well as a check in the amount of \$290.00 (\$180.00 for the additional claims, and \$110.00 for the one month extension request). A copy of 3 11 12: 05 Applicant's Amendment Transmittal and check submitted on July 13, 2004 is attached hereto.

Thereafter, on August 6, 2004, a charge in the amount of \$180.00 was posted to Deposit Account No. 23-3000. This charge was in error because the necessary fees were paid by check, as indicated by the enclosed documents, on July 20, 2004.

Accordingly, Applicant requests a refund of the charge in the amount of \$180.00 posted to Deposit Account No. 23-3000 on August 6, 2004.

Please apply the refund to our Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

*William R. Allen*

William R. Allen  
Reg. No. 48,389

2700 Carew Tower  
Cincinnati, Ohio 45202-2917  
(513) 241-2324

SEP 13 11 12: 05

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**PATENT**

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William R. Allen  
William R. Allen, Reg. No. 48,389

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Cincinnati, OH 45202

July 20, 2004

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.
2. ☐ Small Entity status is claimed.  
☒ Other than a Small Entity.
3. The fee has been calculated as shown below:

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(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	38	MINUS	28	= 10	x \$9	\$0	x \$18	\$180
INDEP	3	MINUS	6	= 0	x \$43	\$0	x \$86	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+\$135	\$0	+\$270	\$0
TOTALS					TOTAL FEE	\$	TOTAL FEE	\$180

- ☆ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- ☆☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

\_\_\_\_\_ No additional fee for claims is required.

4. Attached is a check in the sum of **\$180.00.**

\_\_\_\_\_ Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_\_.

A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

- (a) XX Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

NOV 13 1995

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	Extension (months)	Fee for other than small entity	Fee for small entity
<u>X</u>	one month	\$ 110.00	\$ 55.00
—	two months	\$ 420.00	\$210.00
—	three months	\$ 950.00	\$475.00
—	four months	\$1,480.00	\$740.00
—	five months	\$2,010.00	\$1,005.00

SEP 13 PM 12:06

XX Attached is a check in the amount of \$110.00 for the one month extension fee as required by 37 C.F.R. § 1.17(c)

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

— An extension for \_\_\_ months has already been secured and the fee paid thereof of \$\_\_\_ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$\_\_\_.

OR

(b) — Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

XX If any additional fee for claims or extension of time is required, charge Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,  
WOOD, HERRON & EVANS, L.L.P.

William R. Allen  
William R. Allen  
Reg. No. 48,389

2700 Carew Tower  
Cincinnati, Ohio 45202  
(513) 241-2324

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7 12 06

HON. COMMISSIONER OF		REMITTANCE ADVICE		CHECK NO.: 225509	
DATE	INVOICE NUMBER	DESCRIPTION	MATTER #	AMOUNT	
07-20-04	SOMM-3		SOMM -00003	290.00	
				TOTAL:	290.00

THIS CHECK IS VOID WITHOUT A BLUE & GREEN BACKGROUND AND AN ARTIFICIAL WATERMARK CERTIFICATION SEAL ON THE BACK - HOLD AT ANGLE TO VIEW SEAL

**WOOD, HERRON & EVANS, L.L.P.**  
2700 CAREW TOWER  
441 VINE STREET  
CINCINNATI, OHIO 45202-2917  
513 241-2324

**FIFTH THIRD BANK**

DATE 07/20/04

NET AMOUNT \$ 290.00

WOOD, HERRON & EVANS, L.L.P.

**HON. COMMISSIONER OF PATENTS AND TRADEMARKS**  
P. O. BOX 1450  
ALEXANDRIA, VA 22313-1450

*[Signature]*  
AUTHORIZED SIGNATURE

SIGNATURE HAS A COLORED BACKGROUND - BORDER CONTAINS MICROPRINTING

11 2 25 50 9 11 0 0 2 100 230 1 7 4 18 7 90 4 11